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Attorneys for Defendants

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

BAO CHRIS TU LUU, aka  
 BAO TU LUU, aka CHRIS LUU,

Plaintiff,

v.

MICHAEL MUKASEY, Attorney General  
 of the United States;  
 MICHAEL CHERTOFF, Secretary,  
 Department of Homeland Security;  
 DAVID N. STILL, District Director,  
 San Francisco, U.S. Citizenship and Immigration  
 Services;  
 EMILIO GONZALEZ, Director, U.S.  
 Citizenship and Immigration Services;  
 ROBERT S. MUELLER, III, Director,  
 Federal Bureau of Investigation,

Defendants.

No. C 07-4493 RMW

**PARTIES' JOINT REQUEST TO BE  
 EXEMPT FROM FORMAL ADR  
 PROCESS**

Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <[www.adr.cand.uscourts.gov](http://www.adr.cand.uscourts.gov)>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

Here, the parties agree that referral to a formal ADR process will not be beneficial because this

1 action is limited to Plaintiff's request that this Court compel defendants to adjudicate the  
2 application for naturalization. Defendants have already requested the FBI expedite the name check  
3 so that the application may be processed as soon as possible. Given the substance of the action  
4 and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and  
5 unnecessarily tax court resources.

6 Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the  
7 ADR Multi-Option Program and that they be excused from participating in the ADR phone  
8 conference and any further formal ADR process.

9 Dated: November 26, 2007

Respectfully submitted,

10 SCOTT N. SCHOOLS  
11 United States Attorney

12  
13 /s/  
14 ILA C. DEISS  
Assistant United States Attorney  
Attorney for Defendants

15  
16 Dated: November 26, 2007

17 /s/  
GABRIEL D. JACK  
Attorney for Plaintiff

18 **ORDER**

19 Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the  
20 ADR Multi-Option Program and are excused from participating in the ADR phone conference and  
21 any further formal ADR process.

22 **SO ORDERED.**

23 Dated:

24 RONALD M. WHYTE  
United States District Judge